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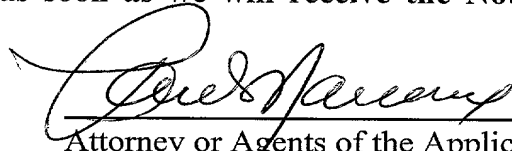
Sir:

Transmitted herewith for filing is the patent application of inventors Claude Barbeau and Ross Cochran.

For: "OUTER SHELL FABRIC FOR FIRE PROTECTIVE GARMENTS FOR FIREFIGHTERS AND FOR WORKERS EXPOSED TO RISK OF FLASH FIRE OR ELECTRIC ARC"

Your petitioner prays that letters patent may be granted for the invention set forth in the enclosed specification including: abstract, disclosure, claims, 3 figures of drawings (3 sheets) and also enclosed is an unsigned combined declaration on which all the details pertinent to the application will be found and verified statement claiming small entity status.

The Government fees, executed declaration and executed declaration of small entity will be filed as soon as we will receive the Notice of Missing Parts.



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Applicant or Patentee: Claude Barbeau and Ross Cochran
Serial or Patent No.: _____ Atty. Dkt. No.: 11924-10US PM/jl
Filed or Issued: _____
For: "OUTER SHELL FABRIC FOR FIRE PROTECTIVE GARMENTS FOR FIREFIGHTERS AND FOR WORKERS EXPOSED TO RISK OF FLASH FIRE OR ELECTRIC ARC"

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
[37 CFR 1.9(f) AND 1.27 (c)] - SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ the owner of the small business concern identified below;
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

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ADDRESS OF CONCERN 4200, boulevard St-Laurent, 6^e étage, Montréal (Québec) CANADA H2W 2R2

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled "OUTER SHELL FABRIC FOR FIRE PROTECTIVE GARMENTS FOR FIREFIGHTERS AND FOR WORKERS EXPOSED TO RISK OF FLASH FIRE OR ELECTRIC ARC" by inventor(s) Claude Barbeau and Ross Cochran described in:

- ☐ the specification filed herewith;
☐ application serial no. _____, filed _____;
☐ patent no. _____, issued _____.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor who could not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). *NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. [37 CFR 1.27]

NAME _____
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☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. [37 CFR 1.28(b)]

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Ross Cochran
TITLE OF PERSON OTHER THAN OWNER President
ADDRESS OF PERSON SIGNING 553, Grosvenor Avenue, Westmount (Québec) CANADA H3Y 2S5

SIGNATURE _____ DATE _____

BACKGROUND OF THE INVENTION

(a) Field of the Invention

This invention relates to textile material for use as the outer shell fabric of a firefighter garment. More particularly, the invention is concerned with a lightweight outer shell fabric that is constructed of two different homogeneous yarn types in such a way as to increase resistance to mechanical and UV degradation while increasing thermal protective performance. In addition, the textile material can stretch, thereby increasing comfort and mobility.

10 (b) Description of Prior Art

All fabrics used in the manufacture of protective clothing for firefighters must satisfy minimum performance requirements for flame, heat and tear resistance as prescribed by the National Fire Protection Agency (NFPA).

15 A firefighter garment is normally made of a composite layer of materials including an outer shell fabric. All fabrics currently used for the outer shell fabric of firefighter garments are woven. The warps and wefts of the outer shell fabric usually comprise spun yarns that are either made up of homogeneous fibers or intimate blends of different fibers. 20 The purpose of using intimate blends of fibers in yarns is to combine the individual strengths of each of the constituent fibers. However, since each fiber has its own weaknesses as well as strengths, the resulting intimate blend yarn must necessarily have some performance compromises as well.

25 Many of the fibers used in the yarns used in outer shell fabric fabrics of firefighter garments have drawbacks: difficulty in absorbing dye stuffs, poor color retention, UV degradation, fibrillation, poor abrasion resistance.

The fabric may be constructed as a plain, ripstop, twill, 30 herringbone or other traditional weave construction; it will however,

appear as a continuous single sheet of yarns. And although there may be a face and a back surface to the weave construction, the face and back surfaces will consist of the identical yarns.

5 An alternative to spun yarns is multi-filamentary yarns. The latter have a much higher strength-to-weight and strength-to-denier ratios than the spun yarns of similar fibers. They are also more abrasion resistant and less water absorbing than spun yarns of the same fiber.

The principal disadvantages to multi-filamentary yarns are that the resulting fabrics are susceptible to yarn slippage.

10 The woven fabrics currently used as the outer shell fabric of fire protective garments, whether constituted of spun yarns, multi-filamentary or both, fray and ravel after being torn, cut or punctured. Fraying and raveling not only degrade the appearance of the garment, they make repairs more difficult, and they may increase the risk of injury to the firefighter wearing the garment.

15 U.S. Pat. No. 5,299,602 discloses an outer shell fabric wherein the textile material comprises warps of alternating multi-filamentary aramid yarns and wefts of alternating spun aramid and multi-filamentary aramid yarns in a twill weave. The object of the invention disclosed in that Patent was to increase firefighter comfort and mobility without reducing mechanical resistance. However, this fabric is still more vulnerable to yarn and seam slippage than fabrics made with 100% spun yarns. Also as a consequence of the high percentage of multi-filamentary yarns, the fabric ravel and frays when cut or torn.

20 Furthermore, the fabric has a preponderance of Kevlar[®] yarns on the face surface of the fabric and Kevlar[®] is more subject to mechanical and ultraviolet (UV) degradation than either spun or multi-filamentary Nomex[®].

25 U.S. Pat. No. 5,527,597 discloses a woven firefighter fabric that incorporates a core-spun yarn (a Lycra[®] core protected by a

polybenzimidazole/aramid wrap) to impart a degree of elasticity to the fabric. Although the Patent claims that the fabric maintains its elasticity after five minutes at 500° F, the literature reveals that Lycra® is not thermally stable in firefighting environments: if stretched at
5 temperatures above 370-390° F., Lycra® will lose its elasticity; above 415° F., Lycra® begins to char and lose its properties. Therefore, this stretchable fabric would suffer irreversible degradation in a firefighting environment.

It is therefore an object of the present invention to provide a
10 stretchable fabric wherein the yarns such as aramid yarns would maintain their integrity at temperatures in excess of 600° F.

It is another object of the present invention to provide a textile material for the outer shell fabric of a firefighter garment that is lightweight yet has increased abrasion, tear, and UV resistance.

15 It is another object of the present invention to provide a textile material for the outer shell fabric of a firefighter garment that has a higher thermal protective performance rating than conventional fabrics of the same weight and fiber type.

It is another object of the present invention to achieve elasticity
20 through the inherent stretchiness of a warp knit construction and not through the introduction of thermally unstable elastomers.

It is a further object of the present invention to provide a warp knit textile material that can be used to produce a firefighter outer shell fabric that is more resistant to fraying and raveling than the currently
25 used woven fabrics.

SUMMARY OF THE INVENTION

In accordance with the present invention, there is provided a textile material to constitute an outer shell fabric for fire-resistive
30 garments, the textile material being a textile arrangement of at least first

and second inherently fire-resistant yarns, the first and second yarns being different from one another, the textile arrangement including interlacing means joining the first and second yarns.

Preferably, the textile arrangement is a warp knit or a double
5 weave.

In accordance with a preferred embodiment, the first yarns are of first fiber type, and the second yarns are of a second fiber type which is different from the first fiber type.

The first yarns may be multi-filamentary yarns of the first fiber
10 type and the second yarns may be spun yarns or multi-filamentary yarns of the second fiber type.

In accordance with another embodiment, the first yarns are exposed on a major part of a face of the outer shell fabric, and the second yarns are exposed on a major part of a back surface of the outer
15 shell fabric. For example, the second yarns are exposed on less than about 15% of the face of the outer shell fabric, the first yarns are exposed on more than about 85% of the face of the outer shell fabric, and the second yarns are exposed on more than about 75% of the back surface of the outer shell fabric.

In accordance with yet another embodiment, the multi-filamentary yarns of the one fiber type are made up of one or more fibers selected from the group consisting of meta-aramid, para-aramid, polyimide, polybenzimidazole, polynosic rayon, polyimide-amide, polybenzoxazole, methacrylic and melamine fibers.
20

In accordance with another embodiment, the second yarns are spun yarns which are different from the first yarns and are made up of a fiber or a blend of fibers different from the multi-filamentary yarns.
25

In accordance with yet another embodiment, the second yarns are multi-filamentary yarns which are different from the first yarns and are
30 made up of a fiber or a blend of fibers different from the multi-

filamentary yarns of the first yarns. Preferably, the first yarn type consists of Nomex[®] and the second yarn type consists of Kevlar[®].

The textile material according to the invention may comprise at least one additional and different yarn.

5 When the textile material according to the invention is a warp knit it may be produced by using two bars of different warp yarns on a Raschel machine.

10 The interlacing means may comprise warp yarns of the first type shared by both upper and bottom surfaces, or may comprise weft yarns of the first fiber type and shared by both upper and bottom surfaces, or may comprise warp and weft yarns of the first fiber type and shared by both upper and bottom surfaces. The interlacing means may comprise knitted loops of yarns.

15 When the textile arrangement is a double weave, the interlacing means may comprise an interlacing yarn which is common to both the upper and the bottom surfaces.

In accordance with another preferred embodiment, the first yarns are more dyeable, more resistant to UV degradation, and more resistant to fibrillation than the second yarns.

20 In accordance with a preferred embodiment of the invention, multi-filamentary yarns comprising fibers such as meta-aramid constitute greater than 85% of the yarns on the face surface of the textile material. Conversely, either spun or multi-filamentary yarns comprising fibers such as para-aramid form more than 75% of the yarns
25 on the back surface of the textile material.

30 In one embodiment of the invention, a double-weave woven fabric, warp yarns in the face fabric will periodically drop down to become warp yarns in the back fabric. In this manner, the face and back fabrics are interlaced by having common warp yarns. In another embodiment of a double-weave fabric, the interlacing yarns may be weft

(fill yarns). It would also be possible to provide interlacing common yarns in both the warp and the weft directions.

In another embodiment of the present invention, a warp-knit fabric, there are no weft yarns, only warp yarns. The warp yarns form continuously interlacing loops to make a length of fabric. In the warp-knit embodiment of the present invention multi-filamentary meta-aramid yarns are placed on one bar while spun or multi-filamentary para-aramid yarns are placed on a second bar. The loops of yarn from one bar are interlaced with loops of yarn from the other bar in a manner such that there is a preponderance of multi-filamentary meta-aramid yarn loops on the face surface and a preponderance of para-aramid spun or multi-filamentary yarn loops on the back surface.

BRIEF DESCRIPTION OF DRAWINGS

The invention is illustrated, but not restricted, by the annexed drawings of preferred embodiments in which

FIGURE 1 is an illustration in plan view on an enlarged scale of a conventional woven fabric of the prior art;

FIGURE 2 is an illustration in edge view on an enlarged scale of a double-weave fabric according to the invention for the outer shell fabric of a firefighter garment; and

FIGURE 3 is an illustration in plan view on an enlarged scale of the back surface of a warp knit fabric according to the invention.

DESCRIPTION OF PREFERRED EMBODIMENTS

Referring to FIGURE 1, it will be seen that in a conventional woven fabric 10, the warp yarns 2 and the weft yarns 1 are of the same type of yarns, for example spun yarns and are of the same fiber composition, such as aramid, or an intimate blend of the same fibers.

Referring now to FIGURE 3, the warp knit which is illustrated is a pillar stitch and cord stitch construction as commonly called in warp knit terminology. Warp knit yarns 11 forming the pillar stitch are multi-filamentary Nomex[®] which are exposed on a major part of the face surface 15 of fabric 12, while warp knit yarns 13 are either spun or multi-filamentary Kevlar[®] which are exposed on a major part of the back surface 14 of fabric 12.

It has been found that the textile material according to the invention whether of warp knit or double weave construction has more interstices than current woven outer shell fabrics. These interstices trap air which provides additional thermal insulation as measured by the Thermal Protective Performance (TPP) test of NFPA.

Furthermore, because the yarns used on the face (upper) and back (bottom) surfaces of the textile material are of different fiber types, the two surfaces react differently when exposed to heat fluxes in excess of $1.0 \text{ cal/cm}^2/\text{sec}$. The difference in reactions of the two surfaces causes the fabric to distort itself thereby creating an additional layer of insulating air.

It is understood that modifications are possible within the scope and spirit of the present invention as defined in the appended claims.

We claim :

1. A textile material to constitute an outer shell fabric for fire-
5 resistive garments, said textile material being a textile arrangement of at least first and second inherently fire-resistant yarns, said first and second yarns being different from one another, said textile arrangement including interlacing means joining said first and second yarns .
2. Textile material according to claim 1, wherein said textile
10 arrangement is a warp knit.
3. Textile material according to claim 2, wherein said first yarns are of first fiber type, and said second yarns are of a second fiber type or blend of fibers which is different from said first fiber type.
4. Textile material according to claim 3, wherein said first yarns are
15 multi-filamentary yarns of said one fiber type.
5. Textile material according to claim 4, wherein said second yarns are spun yarns.
6. Textile material according to claim 4, wherein said second yarns are multi-filamentary yarns of said second fiber type.
- 20 7. Textile material according to claim 1, wherein said first yarns are exposed on a major part of a face of said outer shell fabric.
8. Textile material according to claim 7, wherein said second yarns are exposed on a major part of a back surface of said outer shell fabric.
9. Textile material according to claim 7, wherein said second yarns
25 are exposed on less than about 15% of said face of said outer shell fabric and said first yarns are exposed on more than about 85% of said face of said outer shell fabric.
10. Textile material according to claim 9, wherein said second yarns are exposed on more than about 75% of the back surface of said outer
30 shell fabric.

12. Textile material according to claim 11 wherein said second yarns are spun yarns which are different from said first yarns and are made up of a fiber or blend of fibers selected from the group consisting of meta-aramid, para-aramid, polyimide, polybenzimidazole, polynosic rayon, polyimide-amide, polybenzoxazole, methacrylic and melamine fibers.

13. Textile material according to claim 1, wherein said second yarns are multi-filamentary yarns which are different from said first yarns and are made up of a fiber or blend of fibers selected from the group consisting of meta-aramid, para-aramid, polyimide, polybenzimidazole, polynosic rayon, polyimide-amide, polybenzoxazole, methacrylic and melamine fibers.

14. Textile material according to claim 8, wherein said first yarn type consists of Nomex[®] yarn and said second yarn type consists of Kevlar[®] yarn.

20 15. Textile material according to claim 1, which comprises at least
one additional yarn type.

16. Textile material according to claim 2, wherein said warp knit is produced by using two bars of different warp yarns on a Raschel machine.

25 17. Textile material according to claim 1, wherein said textile
arrangement is a double weave.

18. Textile material according to claim 17, wherein said interlacing means comprise warp yarns of the first fiber type and shared by both upper and bottom surfaces.

selected from the group consisting of meta-aramid, para-aramid, polyimide, polybenzimidazole, polynosic rayon, polyimide-amide, polybenzoxazole, methacrylic and melamine fibers.

30. Textile material according to claim 24, wherein said spun yarn is
5 made up of a fiber or blend of fibers selected from the group consisting of meta-aramid, para-aramid, polyimide, polybenzimidazole, polynosic rayon, polyimide-amide, polybenzoxazole, methacrylic and melamine fibers.

31. Textile material according to claim 24, wherein said multi-
10 filamentary yarns is different from said first yarn and made up of a fiber or blend of fibers selected from the group consisting of meta-aramid, para-aramid, polyimide, polybenzimidazole, polynosic rayon, polyimide-amide, polybenzoxazole, methacrylic and melamine fibers.

Outer Shell Fabric for Fire Protective Garments for Firefighters and for
Workers Exposed to Risk of Flash Fire or Electric Arc.

5

ABSTRACT OF THE DISCLOSURE

The outer shell fabric according to the invention is made of a textile material which is a double-weave woven fabric or a warp-knit knitted fabric constructed in such a manner that preferably a majority of one yarn type is placed on the face of the fabric and the majority of a different yarn type is placed on the back surface. One of the yarns may consist of multi-filamentary meta-aramid fiber (e.g. Nomex), the other of either a multi-filamentary or a spun (staple) para-aramid fiber (e.g. Kevlar). The textile material can be visualized as two separate fabrics being interlaced together by the sharing of yarns between them. When used as part of a firefighter or work garment for protection against heat and flame, the outer shell fabric has superior tear resistance, abrasion resistance, UV resistance, and thermal protective performance when compared to other outer shell fabrics used for the same application. In addition, the textile material is more elastic than traditional woven fabrics of the same yarns, and when used in conjunction with a firefighter garment, increases comfort and mobility.

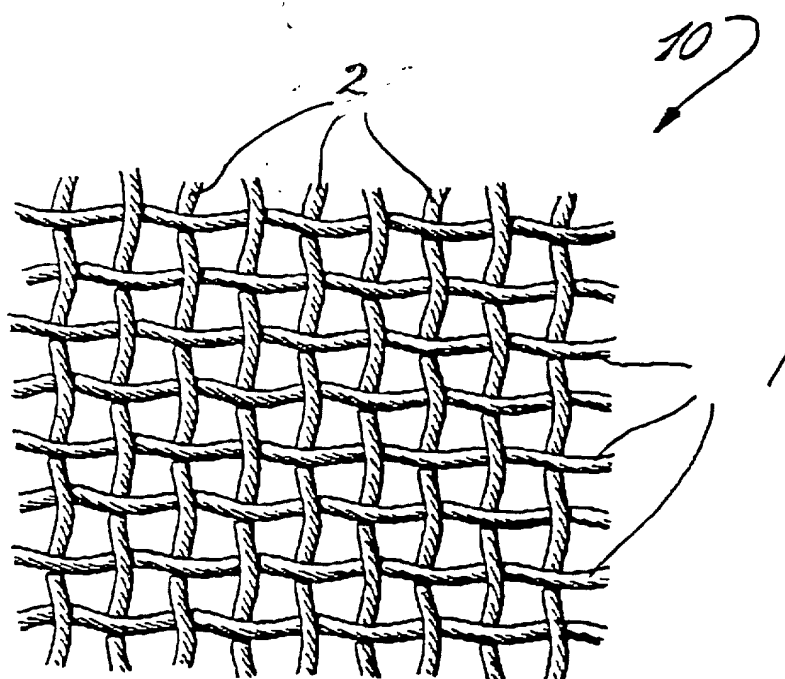
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FIG. 1

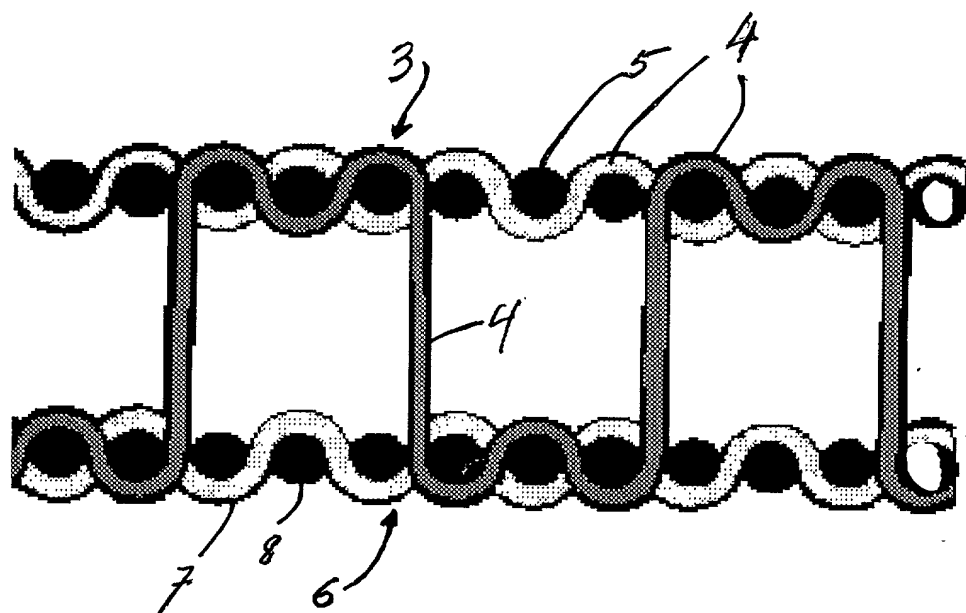


FIG. 2

Combined Declaration for Patent Application and Power of Attorney

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled "OUTER SHELL FABRIC FOR FIRE PROTECTIVE GARMENTS FOR FIREFIGHTERS AND FOR WORKERS EXPOSED TO RISK OF FLASH FIRE OR ELECTRIC ARC", the specification of which

☒ is attached hereto.

☐ was filed on _____ as Application No. _____
and (if applicable) was amended on _____

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having filing date before that of the application on which priority is claimed;

Prior Foreign Application(s)

Number	Country	Day/Month/Year Filed	Priority Claimed
_____	_____	_____	_____

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States Application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Day/Month/Year Filed	Status (Patented, Pending, Abandoned)
_____	_____	_____

I hereby appoint the following attorneys, with full power of substitution, association, and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

ROBERT MITCHELL, Registration No. 25,007, GUY HOULE, Registration No. 24, 971, PAUL MARCOUX, Registration No. 24,990, KEVIN P. MURPHY, Registration No. 26,674; ROBERT CARRIER, Registration No. 30,726;
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I hereby further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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